

EXPRESS MAIL NO. EV 336618354US

PTO/SB/01 (08-03)

Approved for use through 07/31/2008, OMB 0651-0001
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCESDocket Number (Optional)
680088.446I hereby certify that this correspondence is being deposited with the United States
Patent Service with sufficient postage so that clear cost to an envelope addressed
to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on

Signature _____

Typed or printed
name _____

In re Application of

Christian M. Anderson et al.

Application Number

09/060,812

Filed

September 20, 2001

For

INHIBITION OF MITOCHONDRIAL CALCIUM/SODIUM ANTI-PORTER

Art Unit
1617

Examiner

San Ming R. Hui

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the
examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is
reduced by half, and the resulting fee is:

\$ 165.

☒ A check including the Notice of Appeal fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a
duplicate copy of this sheet.☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit
Account No. _____. I have enclosed a duplicate copy of this sheet.☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.WARNING: Information on this form may become public. Credit card information should not be included on this
form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest. See 37 CFR 3.71.☐ Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/06.)☒ attorney or agent of record. Registration No. 43,058☐ attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a) _____


Signature

Stephen J. Rosenman, Ph.D.

Typed or Printed Name

(206) 622-4900

Telephone Number

October 9, 2003

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one
signature is required, see below.☐ Total of _____ forms are submitted.This collection of information is required by 37 CFR 1.101. The information is required to obtain or retain a benefit by the parties which is to be (used by the USPTO to process) an application.
Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed
notification form to the USPTO. There will vary depending upon the individual case. Any comments on the status of how you require to complete this form and/or suggestions for reducing this
burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES
OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
C:\NW\4024\KAL\KAL\21199_LDOC

PAGE 24/25 * RCVD AT 2/17/2004 4:21:26 PM [Eastern Standard Time] * SVR:USPTO-EFXXF-16 * DNIS:8729306 * CSID:1 206 682 6031 * DURATION (mm-ss):08-06

03/10/2004 NVILLARI 00000001 191090 09960612

02 FC:2401 165.00 DA